



रजिस्टर्ड नं० पी०/एस०एम० 14.



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 8 जुलाई, 1978/17 अषाढ़, 1900

हिमाचल प्रदेश सरकार

PANCHAYATI RAJ DEPARTMENT

NOTIFICATION

Simla-2, the 6th July, 1978

No. Pch-H-A (3)-7/76.—In exercise of the powers vested in him under section 60 of the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970), the Governor, Himachal Pradesh is pleased to make the following amendments in the Himachal Pradesh Gram Panchayat

Rules, 1971, the same having been previously published in the Rajpatra (extraordinary) dated 17th June, 1978.

AMENDMENTS

1. *Substitution of clause (f) of rule 2.*—For the existing clause (f) of rule 2 of the Himachal Pradesh Gram Panchayat Rules, 1971 (hereinafter called the “said rules”), the following clause (f) shall be substituted, namely:—

“(f) ‘population’ means population as recorded in the register prepared and maintained by the Gram Panchayat under rules 5 and 6 of the said rules;”

2. *Substitution of rule 6.*—For the existing rule 6 of the said rules, the following rule 6 shall be substituted, namely:—

6. (1) The register under rule 5 shall be prepared by the Panchayat Secretary, or in his absence by the Gram Sewak or in the absence of both by the village Patwari, and shall be verified by the Block Development Officer and in his absence by the District Panchayat Officer or by their nominees.

(2) At the close of each calendar year, the entries in the family register prepared under rule 5 shall be revised and all entries pertaining to births and deaths and other changes in any family, qualifications and disqualifications of any member or addition of any new family which have occurred during the preceding year *i.e.* by the 31st day of December, shall be made by the Panchayat Secretary, or in his absence by the Gram Sewak or in the absence of both by the village Patwari, in Part I or Part II, or both as the case may be.

(3) The register shall be revised and brought upto-date under sub-rule (2) by the 31st January of each year. A public notice to the effect that—

(a) the register has been revised and brought upto-date under sub-rule (2);

(b) the register as revised is available for public inspection for a period of 15 days (excepting the public holidays) between 10 A.M. to 5 P.M. in the office of the Gram Panchayat;

(c) if any person has to make any objection with regard to any entry or any omission in the register he can make the objection to that effect to the Secretary of the Gram Panchayat, or Gram Sewak or village Patwari, as the case may be within the said period of 15 days;

shall be posted in the office of the Gram Panchayat and at other conspicuous places in the Gram Sabha area.

(4) The revised entries made in the register under sub-rule (2) and the objections received under sub-rule (3) shall be taken into consideration, disposed of and verified by the Block Development Officer and in his absence by the District Panchayat Officer or by their nominees.

(5) Notwithstanding anything to the contrary contained in the rule, the State Government, if it is of the opinion that it is expedient to do so in the public interest, may, at any time, order the periodical revision of the entries in the register maintained under rule 5 or revised under this rule. For making such revision, the provisions of this rule, excepting the time limits prescribed for inviting public objections which may be reduced to seven days shall be applicable as far as possible.

3. *Substitution of Rule 19-A.*—For the existing rule 19-A of the said rules the following rule 19-A shall be substituted, namely:—

“19A. (1) If no woman is elected as a Panch of any Gram Panchayat or a Scheduled Caste member is required to be co-opted under sub-section (1) of section 9 of the Act, a meeting of the Gram Panchayat shall be called by the Pradhan or Up-Pradhan in the absence of the former, for the purpose of co-option of such members and in such a meeting, the Gram Panchayat shall co-opt woman and scheduled caste Panches by majority vote which shall be recorded by show of hands :

Provided that no person shall be co-opted as Panch unless he is qualified to be elected as a Panch of the Gram Panchayat.

- (2) The proceedings of the meeting of the Gram Panchayat in which the co-option is held shall be recorded in the proceeding book of the Panchayat and a copy thereof shall be sent to the Deputy Commissioner who will notify the names of co-opted Panches as soon as he receives the proceedings of the meeting of the Panchayat.
- (3) Before entering upon the duties of their office, the co-opted Panches shall take an oath as required under sub-section (1) of section 10 of the Act which shall be administered by the Pradhan or in his absence by the Up-Pradhan in the meeting which such Panch attends for the first time.
- (4) The proceedings of co-option shall not be taken up unless two-third majority of the elected Panches are present in the meeting.
- (5) Any dispute relating to co-option in a Gram Panchayat shall be decided by the Sub-Divisional Officer (Civil) after taking such evidence as he may deem fit and his orders thereon shall be final.”

4. *Substitution of rule 36.*—For the existing rule 36 of the said rules, the following rule 36 shall be substituted, namely:—

“36. The Director may permit a Gram Panchayat to establish and maintain a Contributory Provident Fund on behalf of its servants and to grant gratuity to any servant or his legal heirs, as may be determined by the Director, out of the funds of the Gram Panchayat.”

5. *Amendment of rule 45.*—In rule, 45 of the said rules, the words “Gram Panchayat” shall be substituted for the words “Nyaya Panchayat”.

By order,
ANANG PAL,
Secretary.

LOCAL SELF GOVERNMENT DEPARTMENT

NOTIFICATIONS

Simla-171002, the 22nd June, 1978

No. LSG.A (4) 23/77.—In exercise of the powers conferred by clause (f) of sub-section (1) of section 257 of the Himachal Pradesh Municipal Act, 1968 (Act No. 19 of 1968), the Governor, Himachal Pradesh is pleased to extend the following sections of the said Act to the Notified Area Committee, Mehatpur in Una district of Himachal Pradesh and to declare that the provisions of the said sections shall come into force from the date of issue of this notification:—

Sections 2, 4, 5, 10, 12, 13 (a), 14, 15, 17, 18, 19 (2), 19 (3), 20, 21, 23 to 30, 32, 34, 37, 38, 40, 41, 51, 53 to 57, 63, 70, 72 to 78, 81 to 89, 93 to 112, 114 to 117, 119 to 122, 124, 126, 131 to 135,

137, 139 to 151, 156, 157, 159, 167, 169 to 185, 187, 189 to 192, 195 to 211, 213 to 237, 239 to 251, 254 and 255.

Simla-171002, the 22nd June, 1978

No. LSG.A (4) 23/77.—In exercise of the powers conferred by clause (e) of sub-section (1) of section 257 of the Himachal Pradesh Municipal Act, 1968 (Act No. 19 of 1968), the Governor, Himachal Pradesh is pleased to appoint the General Assistant to the Deputy Commissioner, Una, District Una as *ex-officio* President of the Notified Area Committee, Mehatpur for a period of three years with immediate effect.

Simla-171002, the 22nd June, 1978

No. LSG.A (4) 23/77.—In exercise of the powers conferred upon him under section 10 of the Himachal Pradesh Municipal Act, 1968 (Act No. 19 of 1968), the Governor, Himachal Pradesh is pleased to fix the number of members of the Notified Area Committee, Mehatpur in Una district of Himachal Pradesh, at 11, comprising of 5 officials and 6 non-officials members.

By order,
ATTAR SINGH,
Secretary.

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Simla-171002, the 30th June, 1978

No. 1-4/70-E&T(Sectt.).—In partial modification of this Department notification of even number, dated the 22nd March, 1972, published in the Himachal Pradesh Rajpatra (Extraordinary) dated the 27th March, 1972, the Governor of Himachal Pradesh is pleased to delete the word "(India)" appearing in entry No. 52 of Schedule "B" to the Himachal Pradesh General Sales Tax Act, 1968 with immediate effect.

B. C. NEGI,
Secretary.